

**REMARKS**

Favorable reconsideration is respectfully requested in view of the foregoing amendments and the following remarks.

**I. CLAIM STATUS & AMENDMENTS**

Claims 24-27 were pending in this application when last examined.

In item 3 on page 1 of the Action, it was indicated that the application is condition for allowance except for formal matters, and thus, prosecution on the merits is closed in accordance with the US practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213. Accordingly, the following amendments were made to place the application in condition for allowance.

Claims 24-27 have been amended to only recite the elected subject matter indicated as allowed. Claim 24 has been amended to limit X to “a carbon atom” and to remove “...provided that when X is a nitrogen atom, R<sup>13</sup> is void”. Claim 25 has been amended to delete enoxacin and tosufloxin from the group of compounds.

**CONCLUSION**

In view of the foregoing amendments and remarks, it is respectfully submitted that the present application is in condition for allowance and early notice to that effect is hereby requested.

If the Examiner has any comments or proposals for expediting prosecution, please contact the undersigned attorney at the telephone number below.

Respectfully submitted,

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